

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

**BALTIMORE DIVISION**

JASON ALFORD, DANIEL LOPER, WILLIS  
McGAHEE, MICHAEL McKENZIE, JAMIZE  
OLAWALE, ALEX PARSONS, ERIC SMITH,  
CHARLES SIMS, JOEY THOMAS, and LANCE  
ZENO, Individually and on Behalf  
of All Others Similarly Situated,

Plaintiffs,

vs.

THE NFL PLAYER DISABILITY & SURVIVOR  
BENEFIT PLAN; THE NFL PLAYER DISABILITY  
& NEUROCOGNITIVE BENEFIT PLAN; THE BERT  
BELL/PETE ROZELLE NFL PLAYER  
RETIREMENT PLAN; THE DISABILITY BOARD  
OF THE NFL PLAYER DISABILITY &  
NEUROCOGNITIVE BENEFIT PLAN; LARRY  
FERAZANI; JACOB FRANK; BELINDA LERNER;  
SAM McCULLUM; ROBERT SMITH; HOBY  
BRENNER; and ROGER GOODELL,

Defendants.

**Case No. 1:23-cv-00358-JRR**

**PLAINTIFFS' MOTION TO EXCLUDE**

Pursuant to Rule 702 of the Federal Rules of Evidence, Plaintiffs respectfully move the Court to exclude the Declaration of David B. Lasater in Support of Defendants' Opposition to Plaintiffs' Motion for Class Certification (ECF No. 111-2) ("Lasater Declaration").

The reasons supporting this motion are set forth in (1) the Memorandum of Law in Support of Plaintiffs' Motion to Exclude and Reply Memorandum of Law in Further Support of Plaintiffs' Motion for Class Certification; and (2) Exhibit J to the Reply Declaration of Benjamin R. Barnett in Further Support of Plaintiffs' Motion for Class Certification and in Support of Plaintiffs' Motion to Exclude, both of which have been filed this date. *See* ECF Nos. 172, 172-1, 172-7, 173. A

proposed Order also accompanies this motion.

WHEREFORE, Plaintiffs respectfully request that the Court exclude the Lasater Declaration from consideration in its adjudication of Plaintiffs' motion for class certification (ECF No 102).

Dated: April 11, 2025

Respectfully submitted,

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